

07-18-01

CFR/16427

EXPRESS MAIL NO. EL615254294US

PTO/SB/29 (8/98)

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JUL 16 2001

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing

(only for Continuation or Divisional applications under 37 CFR § 1.53(d))

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Address to:
Box CPA
Commissioner for Patents
Washington, DC 20231

Attorney Docket No.	920010.535
First Named Inventor	Martin A. Cheever
Examiner Name	Susan Ungar, Ph.D.
Group / Art Unit	1642
Express Mail Label No	EL615254294US

This is a request for a continuation or divisional application under 37 CFR § 1.53(d).

(continued prosecution application (CPA)) of prior application number 09/088,951, filed on June 02, 1998
 entitled METHODS AND COMPOSITIONS TO GENERATE IMMUNITY IN HUMANS AGAINST SELF TUMOR ANTIGENS BY IMMUNIZATION WITH HOMOLOGOUS FOREIGN PROTEINS

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR § 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. § 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR § 1.53(d), but must be filed under 37 CFR § 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. § 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. § 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. § 120 and to every application assigned the application number identified in such request, 37 CFR § 1.78(a).

1. Enter the unentered amendment previously filed on _____ under 37 CFR § 1.116 in the prior nonprovisional application.
2. A preliminary amendment is enclosed.
3. This application is being filed by fewer than all the inventors named in the prior application, 37 CFR § 1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior non-provisional application: _____
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:

a. <input type="checkbox"/> PTO-1449	07/19/2001 STEFFERA 00000004 09088951 01 FC:131 02 FC:104	710.00 OP 270.00 CP
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- b. Copies of IDS Citations

(1) For	(2) Number filed	Claims extra		(4) Rate		(5) Calculations
Basic Fee						\$ 710
Total Claims	12 - 20* =	0	X	\$ 18	=	\$ 0
Independent Claims	1 - 3** =	0	X	\$ 80	=	\$ 0
Multiple Dependent Claims (if applicable) (37 CFR § 1.16(d))				\$ 270	+	\$ 270
Petition for 3-month Extension of Time (Optional)						\$ 890
TOTAL FILING FEE						\$ 1,870
<i>*Reissue claims in excess of 20 and over original patent.</i>						
<i>**Reissue independent claims over original patent.</i>						

6. Small Entity Status:

- a. Applicant claims small entity status.
- b. A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. Is no longer claimed.

7. The Assistant Commissioner is hereby authorized to credit overpayments or charge the following fees or insufficiencies in the following fees to Deposit Account No. 19-1090.

- a. Fees Required Under 37 CFR § 1.16.
- b. Fees Required Under 37 CFR § 1.17.
- c. Fees Required Under 37 CFR § 1.18.

8. A check in the amount of \$1,870 is enclosed.

9. Other: Return Receipt Postcard

Petition for Extension of Time

NOTE: The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below.

10. CORRESPONDENCE ADDRESS

Richard G. Sharkey, Ph.D.



00500

PATENT TRADEMARK OFFICE

Respectfully submitted,

SIGNATURE _____

Date

July 16, 2001

TYPED or PRINTED NAME Richard G. Sharkey, Ph.D.

REGISTRATION NO. 32,629

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